

**9-28. Non-Compliance With Conditions of An Expiring or Expired Permit
(1200 TN 101 9-28)**

1. AUTHORITY. To take appropriate and necessary action when permittee is not in compliance with the conditions of an expiring or expired permit in accordance with 40 CFR § 144.37(c).

2. TO WHOM DELEGATED. Director, Water Division (WD); and Director, Enforcement and Compliance Assurance Division (ECAD).

3. LIMITATIONS. None.

4. REDELEGATION AUTHORITY.

- a. This authority may be redelegated to the branch chief level and may not be redelegated without formal amendment.
- b. An official who redelegates an authority retains the right to exercise or withdraw the authority. Redelegated authority may be exercised by any official in the chain of command down to the official to whom it has been specifically redelegated.

5. ADDITIONAL REFERENCES. Safe Drinking Water Act (SDWA), Section 1423; 40 CFR §144.37(c).

6. SUPERSESSION. Delegations Manual, SDWA, Regional Delegation 9-28. Non-Compliance with Conditions of An Expired Permit, 1200 TN RIII 89 (May 9, 1990).

Date: APR 15 2019


Cosmo Servidio
Regional Administrator